

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

TERRY HAGER,

1:19-cv-12835-NLH-JS

Plaintiff,

MEMORANDUM OPINION & ORDER

v.

S. YOUNG,

Defendant.

APPEARANCE:

Terry Hager, No. 06399-045
FCI Butner
PO Box 1000
Butner, NC 27509
Plaintiff Pro se

HILLMAN, District Judge

WHEREAS, Plaintiff Terry Hager has filed a civil complaint alleging ongoing harassment during his incarceration at FCI Fairton, New Jersey, see ECF No. 1; and

WHEREAS, Plaintiff has filed a Motion to Amend the Complaint, Motion for an Extension of Time to File the Amended Complaint, and a proposed Amended Complaint, see ECF Nos. 5, 11, and 13; and

WHEREAS, Federal Rule of Civil Procedure 15(a)(1) permits a party to amend his or her pleading once as matter of course in certain circumstances; and

WHEREAS, no responsive pleading has yet been filed as

defendants has not yet been served. The Court must complete its screening under 28 U.S.C. § 1915 before the Amended Complaint may be served.

THEREFORE,

IT IS on this 30th day of August, 2019

ORDERED that Plaintiff's Motion to Amend the Complaint and Motion for an Extension of Time to File the Amended Complaint (ECF Nos. 5 and 11) ARE GRANTED; and it is further

ORDERED that the Clerk shall file the Amended Complaint (ECF No. 13); and it is further

ORDERED that summonses **shall not issue** as the Court must screen the Amended Complaint; and it is further

ORDERED that the date to complete service under Federal Rule of Civil Procedure 4 is extended **90 days** after the Court permits the Amended Complaint to proceed; and it is finally

ORDERED that the Clerk of the Court shall serve a copy of this Order on Plaintiff by regular first-class mail.

At Camden, New Jersey

s/ Noel L. Hillman
NOEL L. HILLMAN, U.S.D.J.